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PATENT

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (a) of 35 U.S.C. § 132, effective on May 23, 2003,
provides for continued examination of an utility or patent application
Filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|-------------------|
| Application Number | 10017,190 |
| Filing Date | December 12, 2001 |
| First Named Inventor | Richard Stewart |
| Group Art Unit | 2613 |
| Examiner Name | Shawn S. An |
| Attorney Docket Number | 010202 |

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 23, 2003. If the above-identified application was filed prior to May 23, 2003, applicants may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.114 (PTO/SB/22) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 67 Fed. Reg. 50263 (Aug. 14, 2002); Invention Rule, 67 Fed. Reg. 14663 (Mar. 23, 2002), 1323 Off. Gaz. Pat. Office 47 (Apr. 11, 2003), which amended RCE practice.

Fee Only

1. Submission required under 37 C.F.R. § 1.114

a. ☒ Previously submitted

i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on August 8, 2005.

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on

iii. ☐ Other

b. ☐ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(d) required)

b. ☐ Other

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 which the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 17-0026

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.117)

iii. ☐ Other

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|------|-------------------|--|-------------------------|
| Date | September 7, 2005 | Signature | <i>Abdollah Karbass</i> |
| | | Abdollah Karbass, Reg. No. 45,325 (858)651-4132 | |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

| | |
|-------------------|---------------------|
| Name (Print Type) | Carrie Casey |
| Signature | <i>Carrie Casey</i> |
| Date | September 7, 2005 |

Send all correspondence to Customer No. 023699 at the following address:

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